



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JAN 17 2018

OFFICE OF WATER

Mr. Thomas Cmar
Earthjustice
1101 Lake Street Suite 405B
Oak Park, IL 60634

Re: Freedom of Information Act Request No. EPA-HQ-2017-005671

Dear Mr. Cmar:

This letter is in response to your Freedom of Information Act (FOIA) request submitted to the U.S. Environmental Protection Agency (EPA or Agency) on April 03, 2017.

Today, we are providing you with the final production of records responsive to your request, which includes a partial or full release of 1682 pages of emails and associated attachments, as well as 28 pages of scanned paper documents and electronically stored information.

We determined that portions of these records should be withheld pursuant to 5 U.S.C. § 552(b)(5) (Exemption 5), which protects information that is subject to the deliberative-process, attorney-client, and attorney work-product privileges. The portions of these documents that have been withheld under Exemption 5 consist of internal, pre-decisional, and deliberative communications that would harm agency decision-making if released; confidential communications between an agency attorney and client concerning legal advice; and/or documents prepared by an attorney in contemplation of litigation. We also determined that portions of these records should be withheld pursuant to 5 U.S.C. § 552(b)(6) (Exemption 6) because disclosure of the information would clearly constitute an invasion of personal privacy. Finally, we are withholding approximately 743 records in full under one or more exemptions, including Exemption 5 and Exemption 6.

This concludes our response to your FOIA. If you have any questions concerning this response, please contact Anthony Sun of the U.S. Department of Justice at Anthony.Sun@usdoj.gov or (212) 637-2810.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert K. Wood", is written over a horizontal line.

Robert K. Wood, Director
Engineering and Analysis Division

Enclosure

cc:

Matthew Marks, Office of General Counsel
Michael Scozzafava, Office of Water
Denise Walker, Office of General Counsel